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WITH THE  
N.J. BOARD OF DENTISTRY  
ON 5-7-97 cm

PETER VERNIERO  
ATTORNEY GENERAL

By: Marilyn Bair  
Deputy Attorney General  
Division of Law  
124 Halsey Street  
P.O. Box 45029  
Newark, New Jersey 07102

STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF DENTISTRY

In the Matter of	:	
	:	Administrative Action
NEMISH DESAI, D.D.S.	:	
	:	CONSENT ORDER
Licensed to Practice Dentistry:	:	
in the State of New Jersey	:	
	:	

This matter was opened to the New Jersey State Board of Dentistry (hereinafter "the Board") upon the receipt of a patient complaint from C.S. The complaint alleged in relevant part that Nemish Desai, D.D.S. (hereinafter "respondent") put in crowns unnecessarily, constructed a bridge improperly, extracted a tooth too quickly, did not clean the teeth, and did not address the original complaint. On December 18, 1996, respondent appeared without counsel at an investigative inquiry into the matter held by the Board.

Having reviewed the entire record, including the testimony of respondent at the investigative inquiry, it appears to the Board that respondent did not conform to standard dental practice in the State of New Jersey. This review disclosed that respondent failed to provide adequate dental care in that he failed to take proper x-rays prior to preparing teeth for crowns, and the x-ray taken prior

to extraction of C.S.'s tooth had no diagnostic value. These failures constitute a violation pursuant to N.J.S.A. 45:1-21 (c).

It appearing that respondent desires to resolve this matter without recourse to formal proceedings and for good cause shown:

IT IS ON THIS 7<sup>th</sup> DAY OF APRIL 1997,

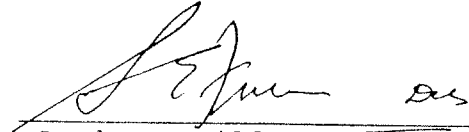
HEREBY ORDERED AND AGREED THAT:

1. Respondent shall reimburse C.S. in the amount of \$1,000.00 for the bridge which has to be redone. A certified check or money order made payable to C.S. shall be sent within fourteen days of the entry date of this Order to Ms. Agnes Clarke, Executive Director, Board of Dentistry, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07102. Further, respondent shall forgive C.S. the balance owed in the amount of \$500.00.

2. Respondent shall successfully complete the following continuing education: seven (7) hours in basic periodontics, seven (7) hours in radiographic interpretation, and fourteen hours (14) hours in basic crown and bridge. These courses, which are in addition to the regularly required continuing education hours, shall be approved by the Board in writing prior to attendance, utilizing the attached Pre-Approval Sheet. The courses must be completed within six months of the entry of this Order. Respondent also shall be required to complete the attached Continuing Education Report and Proof of Attendance as proof of successful completion of the required course work. The attached forms are made a part of the within Order, and a separate form is to be used for each course.

3. Respondent is hereby assessed the costs of the investigation to the State in this matter in the amount of \$95.12. Payment for the costs shall be submitted by certified check or money order made payable to the State of New Jersey and submitted to the Board of Dentistry no later than fourteen days from the entry of this Consent Order. Payment shall be sent to Agnes Clarke at the address stated in paragraph one of the Order.

NEW JERSEY STATE BOARD OF DENTISTRY

  
Anthony Villane, Jr., D.D.S.  
President  
*Acting Chair*

I have read and understand the within Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

  
Nemish Desai, D.D.S.

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Form 3811  
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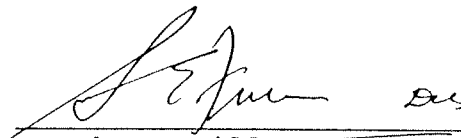
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Anthony Villane, Jr., D.D.S.  
President

*Acting Chair*

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Nemish Desai, D.D.S.